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DEC 31 1997

Department of Water Resources
Southern Region

Water Run In 1993

Name	Decree& Hi	Reservoir	Water Left
Baird Sheep. Co.	40	67.2	66
Barton Ranch	132	70	0
Brown & Shaw	89	210	0
Cenarrusa, Jerry	356.6	3	102
Cenarrusa, Pete	74.4	31.5	0
Cook, Lee	30 hi	298	165.8
Cook, Garth	12 hi	95.6	39.2
Cross, Gilbert	146.8	59.2	28.3
Ellsworth Int.	2019	30	460
Ellsworth, Mauruce	626.7	5	53.8
Farnworth, June	90.6	298.8	151
Fiscus, Theron	18hi	35	0
Kimball, Lawrence	37.2	173.5	135.6
Laidlaw, Bill	0	152	23
Molyneux, Chip	88.8hi	420.8	173
Molyneux, John	38.5	0	70
Morrow, Don	446.9(72west f)	105	0
Olsen, Emly	0	118	1
Pardue, W.	200.8	1761.6	131.9
Peck, Robb	54.7	242	290.7
Peck, Ronald	95	190	219.5
Peck, Walter	108	267	48
Peterson, Lee	101	0	0
Reay, Shirl	64.8	203.5	252.9
Rush, Alma	12.8	52.8	17.2
Simpson Bros.	434.6	40.3	0
Styhl, Edith	25	36	139
Styhl, Elwyn	88	148	27
Sweat, Milford	54	60	80
Telfer Inc.	122.4	187.3	234.1
Tolman, Harld	32.4	254.5	95.5
Villavicencio ,V	0	70	0
Whitby, Harld	85.6	50	20
Whitby, Robert	0	525	0
Wilde, Edric	46	62	4.5



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

June 1, 1988

Lee Peterson
Watermaster, Water District 37-U
Carey, ID 83320

Dear Mr Peterson:

This office has received inquiries regarding whether water rights can be shifted from one place to another by users on the canal system.

Stored water from Fish Creek and Little Wood reservoirs may be shifted from place to place by stockholders, subject to policies adopted by the canal company or district, as long as the water is used on land that is within the place of use of the reservoir water right.

Privately held decreed rights to natural flows which are delivered to user headgates and subject to priority cuts depending on supply may not be used on lands other than the place of use described in the decree and/or subsequent transfers.

Natural flow water rights may be moved from one place to another only after obtaining an approved transfer of water right from this department. Such transfers are subject to the conditions that the right cannot be enlarged, that existing water rights cannot be injured, and that the change must not conflict with the local public interest.

If this office can be of any assistance or if you have questions, please contact us.

Very Truly yours,

Loren O. Holmes, P. E.
Southern Region Manager

LH



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Lee Peterson
P. O. Box 284
Carey, ID
83320

May 5, 1988

Dear Mr. Peterson;

Per our conversation of 5-2-88, a copy of Sec. 42-1416 of the Idaho Code is enclosed for your information. This section states that all lands irrigated with decreed water rights as of the commencement of the Snake River Basin Adjudication (November 19, 1987) are recognized as being irrigated under the original priority dates of said rights. Any changes in existing water rights occurring after the commencement date require a water transfer approved by the Department of Water Resources. Expansions of existing rights are not allowed by the transfer statutes.

For water rights based on beneficial use or an existing water license, any expansion of the original use will be legal but will carry a later priority than the original right. Any changes occurring after the commencement date require an approved transfer.

These amnesty provisions do not apply in critical groundwater areas, which are all south of the Snake River. Water diversions developed illegally after March 25, 1963 (for underground water) or after May 20, 1971 (for surface water), are not protected by this section of the Code. The proper method in this case is to file an application for permit instead of an adjudication claim. Adjudication claims filed on such uses would probably be denied by the courts.

This law conflicts with other sections of the Idaho Code, and may be appealed. It is the law at this time, however.

If you have further questions, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "James E. Stanton".

James E. Stanton
Sr. Water Resource Agent

1989
Minutes of the Annual Election of Water Master

Dist. No. 37U
Stream: Fish Creek
Time: 2:00 P.M.

March 6, 1989
LDS Church
Carey, Idaho 83320

Meeting was called to order by Ronald F. Peck, 1988 secretary and treasurer. Nominations were opened for chairman. Leon Peck nominated Lee Eldredge. Lee was elected unanimously. Lee Peterson nominated Ronald F. Peck for secretary and treasurer. Ronald was elected unanimously.

Report of credentials committee: None.

Chairman appointed Philip Styhl, June Farnworth and Don Morrow as advisory and credentials committee for 1989.

Leon Peck moved to leave water master pay at \$50.00 per day. Seconded by Philip Styhl. All in favor.

Lee Peterson moved to accept a \$10,185.06 budget for 1989 plus the .08¢ per sec. ft. decree. Seconded by June Farnworth. All in favor.

Lee Peterson moved that no water be turned to a water user until 7 days after a full assessment has been paid. Seconded by June Farnworth. All in favor.

Lee Peterson moved that the secretary and treasurer be paid \$200.00 a year. Seconded by Philip Styhl. All in favor.

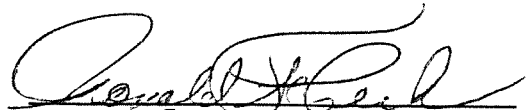
June Farnworth nominated Lee Peterson for water master. No other nominations. Lee was elected.

Lee Eldredge brought measuring devices up for discussion.

Lee Peterson moved meeting adjourn. All in favor.



Chairman



Secretary

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Department of Water Resources
Southern Region Office

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MAR 22 1988

1988
Minutes of the Annual Election of Water Master

Department of Water Resources
Southern Region Office

Dist. No. 37U
Stream: Fish Creek
Time: 2:00 P.M.

March 7, 1988
LDS Church
Carey, Idaho 83320

Meeting was called to order by Ronald F. Peck, 1987 chairman. Nominations were opened for chairman. Lee Eldredge nominated Ronald F. Peck. No other nominations. Ronald F. Peck was elected unanimously. Nominees for secretary were called for. Shirl Reay nominated Ronald F. Peck for secretary of decree water for the year 1988. No other nominees. Ronald F. Peck was elected unanimously.

Report of the credentials committee: None.

Chairman appointed Harold Tolman, Philip Styhl and Maurice Ellsworth for credentials and advisory committee for 1988.

Motion was made by Kevin Ellis and seconded by Harold Whitby to accept the 1988 proposed budget of \$10,066.40 plus .08¢ per sec. ft. decree. All in favor.

Motion was made by Lee Peterson that voting for water master be done by one man one vote. Seconded by Philip Styhl. All in favor.

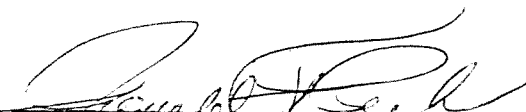
Motion was made by Lee Eldredge that all water be paid prior to delivery or resolution B., Seconded by Harold Tolman. All in favor.

Chairman called for nominations for water master for 1988. Harold Whitby nominated Lee Peterson. No other nominees. Motion by Kevin Ellis to elect by acclamation. All in favor. The 1988 water master is to deliver all water, decree and reservior @ \$50.00 per day.

The upcoming state adjudication of water rights was explained and discussed by Allen Marrit from the State Water Resource Board.

Motion to adjourn was made by Lee Eldredge. All in favor.


Chairman


Secretary

1985

Minutes of the Annual Election of Water Master

.Dist.No 37U .March 4, 1985
.Stream: Fish Creek .L.D.S Church
.Time: 2:00 P.M. .Carey, ID 83320

The meeting was called to order by the 1984 Water Master Joe Rush. Nominations were then open for a permanent chairman and secretary for this meeting.

Joe Rush nominated Elwin Coates for chairman, second by Philip Styhl, all in favor. Philip Styhl nominated Joe Rush for secretary, second by Harold Tolman, all in favor.

Report of the credentials committee: none.

Chairman Elwin Coates appointed: Harold Tolman, Philip Styhl and Leon Peck for the credentials and advisory committee for 1985.

Harold Tolman made a motion to set the 1985 Water Master salary at \$50.00 per day, second by Philip Styhl, all in favor.

Philip Styhl made a motion to accept the 1985 proposed budget \$10,066.40, plus the .08¢ per sec. ft. decree. second by Harold Tolman, all in favor.

A motion was made by Joe Rush and second by Harold Tolman that all water be paid prior to delivery or Resolution B., Motion carried.

Harold Tolman nominated Joe Rush for the 1985 Water Master. Being no other nomination. Joe Rush was elected by acclamation. The 1985 Water Master is to deliver all water, decree and reservoir.

Joe Rush made a motion meeting adjourned, second by Philip Styhl, all in favor.

Elwin Coates
Chairman

Joe Rush
Secretary

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MAR 22 1984

Department of Water Resources
Carey, Idaho 83320

MINUTES OF THE ANNUAL ELECTION OF WATER MASTER

Dist. No. 37U
Stream: Fish Creek
Time: 2:00 p.m.

March 5, 1984
L.D.S. Church
Carey, Idaho 83320

The meeting was called to order by Joe Rush. Nominations were then open for a permanent chairman and Secretary for this meeting.

Elwin Coates nominated Lee Cook for chairman, second by Philp's Styhl, all in favor. Philp's Styhl nominated Joe Rush for Secretary, second by Elwin Coates—all in favor.

Minutes of last years annual Water Master Election was read and approved as read.

Report of the credentials committee: None

Chairman Lee Cook appointed: Spence Ellsworth, Bud Simpson and Philp's Styhl for the credentials and advisory committee for 1984.

Elwin Coates made a motion to set the 1984 Water Master salary at \$50.00 per day, second by Philp's Styhl, all in favor.

Philp's Styhl made a motion to accept the 1984 proposed budget \$10,066.40 plus the .08¢per second ft. decree. Second by Elwin Coates, all in favor.

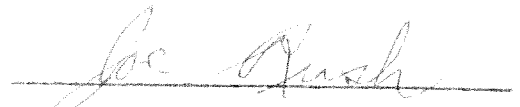
A motion was made by Joe Rush and seconded by Lee Cook that all water be paid prior to delivery or Resolution B. Motion carried.

Philp's Styhl nominated Joe Rush for 1984 Water Master. Being no other nominations. Joe Rush was elected by acclamation.

Chairman Lee Cook made motion meeting adjourn, second by Philp's Styhl, all in favor.



CHAIRMAN



SECRETARY

1983

MINUTES OF THE ANNUAL ELECTION OF WATER MASTER

Dist. No. 37U
Stream: Fish Creek
Time: 2:00 P.M.

March 7, 1983
L.D.S. Church
Carey, Idaho 83320

The meeting was called to order by the 1982 Water Master. Nominations were then open for a permanent chairman and Secretary for this meeting.

June Farnworth nominated Shirl Reay for Chairman, second by Philip Styhl, all in favor. Harold Tolman nominated Joe Rush for Secretary, second by Ronald Peck. Milford Sweat moved nomination cease, all in favor.

Minutes of last years' annual Water Master election was read and approved as read.

Report of the credentials committee: none.

Chairman Shirl Reay appointed: Milford Sweat, Ronald Peck, and Harold Tolman as the credentials and advisory committee.

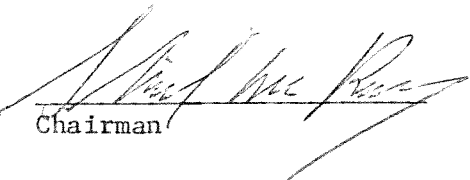
Harold Tolman made a motion to set the 1983 Water Master salary at \$50.00 per day second Philip Styhl, all in favor.

Ronald Peck made a motion to accept the 1983 proposed budget \$10,066.40
MINUS BALANCE IN BANK OF 1,040.80
seconded by Philip Styhl, all in favor.

A motion was made by June Farnworth and seconded by Milford Sweat that all water be paid prior to delivery or Resolution B. Motion carried.

Harold Tolman nominated Alma Rush and Joe Rush for 1983 Water Master and assistant Water Master. Being no other nominations Alma Rush and Joe Rush were elected by acclamation.

Ronald Peck made a motion the meeting adjourn, seconded by Milford Sweat, all in favor.


Chairman


Secretary

Minutes of
Water Dist. No 37-U

Stream: Fish Creek
Time: 2:00 p.m.

March 6, 1978
L.D.S. Church - Carey, Idaho

The meeting was called to order by the 1977 Water Master - Wayne Peterson. Nominations were then open for a permanent chairman for this meeting. Lee Peterson nominated Elwin Coates as chairman - seconded by Joe Rush - all in favor. Harold Tolman nominated Joe Rush as Secretary - seconded by Gilbert Cross - all in favor.

Report of the Credentials Committee : None.
Chairman Elwin Coates appointed Harold Tolman, Lee Cook and Leslie Sweat, as the credentials and advisory committee. Water Master wages will be the same as last year \$35.00 per day. A motion was made by Lee Eldridge and seconded by Joe Rush that the 1978 proposed budget of \$5,625 plus the \$.08 per second foot decree charges for maintenance \$84.45 total budget \$5,709.45. All in favor.

A motion was made by Harold Tolman and seconded by Gilbert Cross that all water be paid prior to delivery or Resolution B. Motion carried.

Lee Peterson nominated Wayne Peterson for 1978 Water Master. No other nominations - Water Master was elected by acclamation. It has been agreed that the Water Master must deliver both decree and storage water for the season.

No transfer of water unless approved by the Board of Directors.

Lee Eldridge reported on available finance or loan to repair the dam.

Lee Peterson made a motion that the meeting adjourn - seconded by Phil Styhl.

Elwin Coates
Chairman

Wayne Peterson
Water Master

Joe Rush
Secretary

Secretary

RESOLUTIONS PERTAINING TO THE TIME AND MANNER OF COLLECTING THE BUDGET AS
ADOPTED AT THE ANNUAL MEETING OF THE WATER USERS OF

WATER DISTRICT No. 37-11

A motion was made by Miles Ray and second by Garth Cook, that all water be paid prior to delivery or (Resolution B) Motion carried!

(Resolution B) That no ditch, canal, company or other water users shall have the right to demand or receive water and the water master shall not, deliver to such person until the amount due and payable from such user, as fixed by the budget has been paid.

1976

MINUTES OF THE ANNUAL ELECTION OF WATER MASTER - WATER DIST. NO. 37U

Stream: Fish Creek
Time: 2:00 P.M.

March 1, 1976
LDS Church - Carey, Idaho

The meeting was called to order by the 1975 chairman, Lee Eldredge. Nominations were then open for a permanent chairman for this meeting. Lee Peterson nominated Lee Eldredge as chairman; Joe Rush as secretary. No other nominations were made and all were in favor.

Report of the credentials committee: None.

Chairman Lee Eldredge appointed Phil Styhl, Maurice Ellsworth and Milford Sweat as the credentials and advisory committee.

A motion was made by June Farnworth and seconded by Milford Sweat, to set salary for the water master for the ensuing year at \$23.00 per day. Motion carried. Secretary wage, \$75.00 per year.

A motion was made by Lee Peterson and seconded by Phil Styhl that the 1976 proposed budget of \$4,020.00 plus the \$.08 per second foot decree charges for maintenance, \$329.24. Total budget of \$4,349.24. All in favor. A motion was made by Milford Sweat and seconded by Phil Styhl that all water be paid prior to delivery or Resolution B. Motion carried.

Milford Sweat nominated Wayne Peterson for 1976 water master. Seconded by Lee Peterson. There being no other nominee, Wayne Peterson was declared elected. The water master is to collect all decree assessments. The water master and secretary must sign all checks.

It has been agreed that the water master must deliver both decree and storage water for the season.

No transfer of water unless approved by the Board of Directors.

Lee Peterson made motion meeting adjourn. Seconded by Phil Styhl.

Lee Eldredge
Chairman

Joe Rush
Secretary

RESOLUTIONS PERTAINING TO THE TIME AND MANNER OF COLLECTING THE BUDGET AS
ADOPTED AT THE ANNUAL MEETING OF THE WATER USERS OF

WATER DISTRICT No. 3766

A motion was made by Milford Sweat and seconded by Phil Styhl, that all water be paid prior to delivery or (Resolution B). Motion carried.

(Resolution B) That no ditch, canal, company or other water users shall have the right to demand or receive water and the water master shall not deliver to such person until the amount due and payable from such user, as fixed by the budget, has been paid.

1979

Minutes of the annual election of Water Master Water Dist. No. 370

Stream: Fish Creek
Time: 2:00 P.M.

March 5, 1979
L.D.S. Church
Carey, Idaho 83320

The meeting was called to order by the 1978 Water Master Wayne Peterson. Nominations were then open for a permanent chairman for this meeting. Joe Rush nominated Lee Eldredge as Chairman, seconded by Maurice Ellsworth, all in favor. Joe Rush was nominated as secretary by Harold Tolman, seconded by June Farnworth, all in favor. Minutes of last years annual water master election was read and approved as read. The financial statement was read and approved all in favor.

Report of the credentials committee: None. Chairman Lee Eldredge appointed Les Sweat, June Farnworth and Maurice Ellsworth, as the credentials and advisory committee.

Harold Tolman made motion to set the 1979 water master salary at \$40.00 per day, until the slack water season, then 1/2 pay the rest of season, second by Lee Cook, all in favor.

Lee Cook made motion to accept the 1979 proposed budget of \$7,315.13 + .08¢ per sec. ft. maintenance, second by Maurice Ellsworth, all in favor.

A motion was made by Joe Rush and second by June Farnworth that all water be paid prior to delivery or Resolution B. Motion carried. Lee Cook nominated Wayne Peterson for 1979 water master. No other nominations. Water master was elected by acclamation. It has been agreed that the water master must deliver both decree and storage water for the season.

No transfer of water unless approved by the Board of Directors. Gilbert Cross made motion to pay the secretary \$150.00 for wages and expenses second by June Farnworth, all in favor.

There was a discussion on the measuring of water through the sprinkler system. Lower end of the high line canal needs cleaning.

Harold Tolman made motion meeting adjourn, second by Joe Rush.


Chairman


Secretary

1980

Minutes of the Annual Election of Water Master

Dist. No. 37U
Stream: Fish Creek
Time: 2:00 p.m.

March 3, 1980
L.D.S. Church
Carey, Idaho 83320

The meeting was called to order by the 1979 Water Master Wayne Peterson. Nominations were then open for a permanent chairman and secretary for this meeting.

Lee Peterson nominated Joe Rush for Secretary, seconded by Gilbert Cross - all in favor. Leon Peck nominated Shirl Reay for Chairman, seconded by Earl Baird - all in favor.

Minutes of last year's annual Water Master election was read and approved as read. The financial statement was read and approved - all in favor.

Report of the credentials committee: None.

Chairman Shirl Reay appointed: Robert Whitby, Phil Style and David Rush, as the credentials committee.

Earl Baird made a motion to set the 1980 Water Master salary at \$50.00 per day, until the slack water season, then the Board of Directors will set salary for rest of the season, seconded by David Rush - all in favor.

Lee Eldredge made a motion to accept the 1980 proposed budget \$8,550.00 + .08^c per sec. ft. maintenance, seconded by Lee Peterson - all in favor.

A motion was made by Lee Eldredge and seconded by Frank Deede that all water be paid prior to delivery or Resolution B. Motion carried.

Leon Peck nominated Wayne Peterson for 1980 Water Master. Earl Baird made a motion nomination cease. - all in favor. Water Master was elected by acclamation. It has been agreed

March 3, 1980
Page - 2

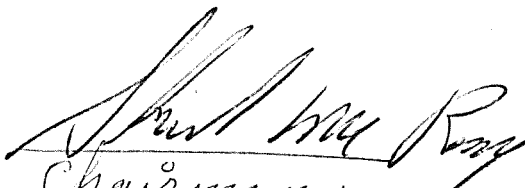
that the Water Master must deliver both decree and storage water for the season. No transfer of water unless approved by the Board of Directors.

Chairman Shirl Reay appointed Lawrence Kimball, David Rush, and Earl Baird for the advisory committee.

Secretary had only collected \$75.00 for year 1979. All was in favor for \$75.00 more for the Secretary salary for 1979, to bring salary up to \$150.00 for the year.

Leon Peck made a motion for meeting to adjourn.

Seconded by Joe Rush.


Chairman

Joe L. Rush
Secretary

1981

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MAR 6 1981
Department of Water Resources
Southern District Office

Minutes of the Annual Election of Water Master

Dist. No. 37U
Stream: Fish Creek
Time: 2:00 p.m.

March 2, 1981
LDS Church
Carey, Idaho 83320

The meeting was called to order by the 1980 Water Master Wayne Peterson. Nominations were then open for a permanent chairman and secretary for this meeting.

Wayne Peterson nominated Shirl Reay for chairman, all in favor. Frank Shaw nominated Joe Rush for secretary, all in favor.

Minutes of last year's annual Water Master election was read and approved as read.

Report of the credentials committee: None.

Chairman Shirl Reay appointed: Don Marrow, Harold Tolman and Bret Peterson, as the credentials and advisory committee.

June Farnworth made a motion to set the 1981 Water Master salary at \$50.00 per day, when put to a vote 9 yes 2 no.

Lee Eldridge made a motion to accept the 1981 proposed budget \$9,850.00 seconded by Maurice Ellsworth, all in favor.

Lee Eldridge made a motion to increase other expenses from \$150.00 to \$250.00 seconded by Maurice Ellsworth, all in favor.

A motion was made by Gilbert Cross and seconded by Phil Styhl that all water be paid prior to delivery or Resolution B. Motion carried.

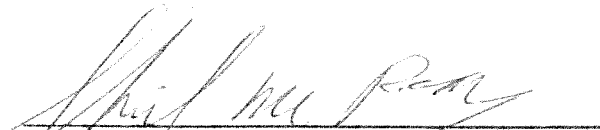
Lee Eldridge made a motion that the Board of Directors figure the total cost per sec ft. on decree water run, to pay maintenance cost.

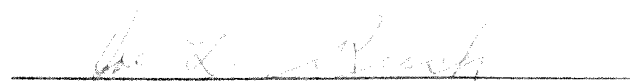
Frank Shaw made motion that each water user have 1 vote. It was opposed by Maurice Ellsworth. It was agreed that each water user have 1 vote for each 24 hr. second ft. run, as shown by Water Master report for the previous irrigation season. Gilbert Cross made a motion who ever the decree users elect for Water Master, the resevoir Board will elect the same Water

Master, all in favor.

June Farnworth nominated Alma Rush and Joe Rush for 1981 Water Master and Assistant Water Master. Curtis (Billie) Peterson nominated Wayne Peterson for Water Master. Gilbert Cross made motion nomination cease. Wayne Peterson asked to withdraw his nomination. Alma and Joe Rush were elected by acclamation. It has been agreed that the Water Master must deliver both decree and storage water for the season. No transfer of water unless approved by the Board of Directors.

Chairman Shirl Reay declared meeting adjourn.


Chairman


Secretary

1986

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MAR 10 1986

Minutes of the Annual Election of Water Master

Department of Water Resources
Southern District Office

.Dist.No 37U
.Stream: Fish Creek
.Time: 2:00 P.M.

.March 3, 1986
.L.D.S Church
.Carey, ID 83320

The meeting was called to order by the 1985 Water Master Joe Rush. Nominations were then open for a permanent chairman and secretary for this meeting. Leon Peck nominated Ronold Peck for chairman, second by Harold Tolman, all in favor. Harold Tolman nominated Joe Rush for secretary, second by Leon Peck, all in favor.

Report of the credentials committee: None

Chairman Ronald Peck appointed: Harold Tolman, Philip Styhl and Leon Peck, for the credentials and advisory committee for 1986.

Leon Peck made a motion to set the 1986 Water Master salary at \$50.00 per day, second by Harold Tolman, all in favor.

Harold Tolman made a motion to accept the 1986 proposed budget \$10,066.40 plus the .08¢ per. sec. ft. decree, second by Joe Rush, all in favor.

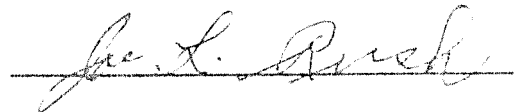
A motion was made by Leon Peck, and second by Philip Styhl that all water be paid prior to delivery or Resolution B., Motion carried.

Philip Styhl nominated Joe Rush for 1986 Water Master. Being no other nomination. Joe Rush was elected by acclamation. The 1986 Water Master is to deliver all water, decree and resevoir.

Leon Peck made a motion meeting adjourn, second by Philip Styhl, all in favor.



Chairman



Secretary



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

June 1, 1988

*Please file
Thanks*

Lee Peterson
Watermaster, Water District 37-U
Carey, ID 83320

Dear Mr Peterson:

This office has received inquiries regarding whether water rights can be shifted from one place to another by users on the canal system.

Stored water from Fish Creek and Little Wood reservoirs may be shifted from place to place by stockholders, subject to policies adopted by the canal company or district, as long as the water is used on land that is within the place of use of the reservoir water right.

Privately held decreed rights to natural flows which are delivered to user headgates and subject to priority cuts depending on supply may not be used on lands other than the place of use described in the decree and/or subsequent transfers.

Natural flow water rights may be moved from one place to another only after obtaining an approved transfer of water right from this department. Such transfers are subject to the conditions that the right cannot be enlarged, that existing water rights cannot be injured, and that the change must not conflict with the local public interest.

If this office can be of any assistance or if you have questions, please contact us.

Very Truly yours,

Loren O. Holmes, P. E.
Southern Region Manager

LH